

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DAVID MCCANN,

Plaintiff,

v.

CHESTNUT PLAZA INCORPORATED,

Defendant.

Case No. 2:22-cv-00841-RJC

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff David McCann and Defendant Chestnut Plaza Incorporated, by and through their undersigned counsel and pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulate that:

1. This action shall be DISMISSED with prejudice as between Plaintiff and Defendant;
2. Each party shall bear their own costs and fees, including attorneys' fees, incurred in connection with this action.

Dated: January 26, 2023

/s/ R. Bruce Carlson

R. Bruce Carlson

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Respectfully submitted,

/s/ Thomas H. May

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Attorney for Defendant

AND NOW, this 27th day of January, 2023
it is so ORDERED

/s/Robert J. Colville

United States District Judge